

## REMARKS

This is intended as a full and complete response to the Office Action dated February 8, 2007, having a shortened statutory period for response set to expire on May 8, 2007. Please reconsider the claims pending in the application for reasons discussed below.

Claims 1-20 are pending in the application after entry of this response. Claims 1-3 stand rejected by the Examiner. Consideration of the pending claims is requested for reasons presented below.

### ***Claim Rejections Under 35 U.S.C. § 102***

Claims 1-3 are rejected under 35 U.S.C. § 102(e) as being anticipated by *Schubert, et al.* [6,505,960 B2]. The Examiner states that "*Schubert* discloses. . . the piece of fitting being arranged to hold the safety transformer at a distance from the electric consumer object and the anchoring object.

The *Schubert, et al.* reference discloses a transformer 135 which mounts to a frame 105 through slits 130 as shown in figure 1. The frame rests directly on top of the upper surface of the ceiling. Thus, when the transformer 135 is on the frame, the transformer 135 is not vertically spaced away from the ceiling. Therefore, *Schubert, et al.* reference does not teach, show, or suggest the one or more fittings being arranged hold the safety transformer at a distance from the electricity consumer object and a vertical distance from the anchoring object as recited in claims 1-8. Therefore, Applicant believes that claims 1-8 are in condition for allowance.

### ***New Claims***

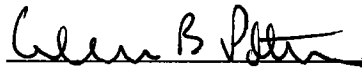
New claims 4-20 have been added. No new matter has been added. Claims 4-9 depend from claim 1. As stated above, Applicant believes that claim 1 is in condition for allowance and therefore claims 4-9 are also in condition for allowance.

The references cited by the Examiner do not teach, show, or suggest one or more fittings configured to secure the safety transformer to the flush mounted lighting fixture, wherein the one or more fittings are configured to secure the safety transformer at a distance from both the panel and the electric consumer object in order to reduce fire risk as recited in claims 9-20. Therefore, Applicant believes that claims 9-20 are in condition for allowance.

### ***Conclusion***

The references cited by the Examiner, alone or in combination, do not teach, show, or suggest the invention as claimed. Having addressed all issues set out in the office action, Applicant respectfully submits that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted,



---

William B. Patterson  
Registration No. 34,102  
PATTERSON & SHERIDAN, L.L.P.  
3040 Post Oak Blvd. Suite 1500  
Houston, TX 77056  
Telephone: (713) 623-4844  
Facsimile: (713) 623-4846  
Attorney for Applicant(s)